

# JOURNAL OF THE SENATE

Monday, May 15, 1939

The Senate convened at 2:00 o'clock P. M., pursuant to adjournment on Friday, May 12, 1939.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President: Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Whitaker, Wilson—37.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of May 10, 1939, was further corrected as follows:

On page 15, column 1, strike out lines 20, 21 and 22 from the bottom of page and insert in lieu thereof the following:

"So Senate Bill No. 356 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives."

Also—

On page 25, column 1, between lines 27 and 28, from the bottom of the page insert the following: "House Bill No. 1041:"

Also—

On page 32, column 2, line 12, from the bottom of page, strike out the entire line and insert in lieu thereof the following: "was read the first time by title only and placed on the Calendar of Local Bills on second reading."

Also—

On page 33, column 2, line 39 from the top of the page, strike out the entire line and insert in lieu thereof the following: "was read the first time by title only and placed on the Calendar of Local Bills on second reading."

And as further corrected was approved.

The Journal of May 11, 1939, was further corrected as follows:

On page 7, column 1, line 30 from the top of the page, strike out the figures "100" and insert in lieu thereof the figures "109."

Also—

On page 7, column 2, line 34 from the top of the page, strike out the figures "200" and insert in lieu thereof the figures "288."

And as further corrected was approved.

The Journal of May 12, 1939, was corrected as follows:

On page 13, column 2, strike out the fourth line from the bottom of the page.

And as corrected was approved.

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 1105:

A bill to be entitled An Act re-creating, confirming and continuing Town of Surfside, a Municipal Corporation in Dade County, Florida; ratifying, approving and confirming its boundaries; prescribing its powers; prescribing qualifications of its electors; ratifying all taxes levied and acts done by its officers; repealing all laws so far as inconsistent with this Act; saving all rights, remedies and defenses of said Municipality; declaring a rule of construction; and relating generally to said municipality.

Have examined the same and find same correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

The Bill contained in the above report was thereupon duly

signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Your Joint Committee on Enrolled Bills, to whom was referred—

Senate Bill No. 4:

A bill to be entitled An Act to provide for the Service of Process on the Directors of Dissolved Corporations as Trustees of such dissolved corporations.

Senate Bill No. 72:

A bill to be entitled An Act relating to the functions and duties of the State Bureau of Vital Statistics, and providing for the entry in the records of said Bureau of Judgments and Decrees relating to the paternity or providing for the adoption of persons whose birth shall have been previously registered in said Bureau, and authorizing the State Registrar of Vital Statistics to seal Records in certain cases, to file new and substituted certificates of birth in cases of legitimization or adoption, and to issue copies thereof, and certificates relating thereto.

Senate Bill No. 102:

A bill to be entitled An Act to amend Chapter 12,050, General Laws of Florida, approved June 6, 1927, entitled "An Act to prevent the introduction into and dissemination within the State of Florida of contagious and infectious diseases of honey bees; providing for eradication of bee diseases; authorizing the State Plant Board of Florida to make rules and regulations for carrying out the provisions of this act and prescribing a penalty for violations"; to provide for certification of freedom from infectious diseases of honey bees shipped or moved into this State when in wire cages and when without combs or honey, and for other purposes.

Senate Bill No. 182:

A bill to be entitled An Act granting and providing for the payment of compensation of James S. Dunning for injuries received while in the performance of his duties for the State of Florida.

Senate Bill No. 324:

A bill to be entitled An Act fixing the salary of the President of the Senate or of the Speaker of the House of Representatives when the powers and duties of Governor shall devolve upon such officer, as provided in Section 19 of Article 4 of the Constitution.

Senate Bill No. 328:

A bill to be entitled An Act to amend Chapter 17,765, of the Laws of Florida, Acts of 1937, the same being An Act fixing the time of holding regular terms of Circuit Court of the Fifth Judicial Circuit of Florida, composed of Lake, Marion, Citrus, Hernando and Sumter Counties.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

The Bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Kendrick, Chairman of the Committee on Military Affairs, reported that the Committee had carefully considered the following bill and recommends that the same do pass.

Senate Bill No. 545:

A bill to be entitled An Act to provide a reasonable employ-

ment preference in public employment for honorably discharged war veterans who are citizens of the State of Florida and who have served in the armed forces of the nation in any war in which the United States shall have been engaged.

And Senate Bill No. 545, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Whitaker, Chairman of the Committee on Judiciary "B," reported that the Committee had carefully considered the following bill and recommends that the same do pass.

**Senate Bill No. 399:**

A bill to be entitled An Act to authorize the Governor, Comptroller and Treasurer to sell or exchange securities acquired by virtue of Section 2 of Chapter 14653, Acts of 1931, Laws of Florida.

And Senate Bill No. 399, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Whitaker, Chairman of the Committee on Judiciary "B," reported that the Committee had carefully considered the following bill and recommends that the same do pass.

**Senate Bill No. 655:**

A bill to be entitled An Act relating to certain offenses in connection with female children under the age of eighteen years, defining "disorderly person" in relation to such offenses, and prescribing a penalty therefor.

And Senate Bill No. 655, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Whitaker, Chairman of the Committee on Judiciary "B," reported that the Committee had carefully considered the following bill and recommends that the same do pass.

**Senate Bill No. 388:**

A bill to be entitled An Act authorizing and empowering the Clerks of the Circuit Courts in the several Counties of this State to record any and all instruments filed for record by a photographic process in its most general sense, not excluding any process heretofore or hereafter devised, however designated, and authorizing and empowering the Board of County Commissioners of the said several Counties to purchase adequate equipment for such purpose upon recommendation of the Clerk of the Circuit Court out of the general revenue fund of the County or out of the special fund arising from excess fees collected by the Clerk of the Circuit Court.

And Senate Bill No. 388, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Whitaker, Chairman of the Committee on Judiciary "B," reported that the Committee had carefully considered the following bill and recommends that the same do pass.

**Senate Bill No. 670:**

A bill to be entitled An Act to amend Section 19 of Chapter 10096, Laws of Florida, Acts of 1925, the same being entitled "An Act relating to corporations," so as to provide that any trustee or trustees in any voting trust shall not have the right, as such trustee or trustees, to vote said stock held by such trustee or trustees for the purpose of either increasing or reducing the capital stock of such corporation, unless such right is expressly conferred in said voting trust agreement.

And Senate Bill No. 670, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Whitaker, Chairman of the Committee on Judiciary "B," reported that the Committee had carefully considered the following bill and recommends that the same do pass.

**House Bill No. 75:**

A bill to be entitled An Act to amend Sections 3803 and 3818 of Revised General Statutes of Florida, 1920, the same being Sections 5676 and 5691 of Compiled General Laws of Florida, 1927, relating to married women's acknowledgements and the validation of conveyances of married women defective in acknowledgment.

And House Bill No. 75, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Whitaker, Chairman of the Committee on Judiciary "B," reported that the Committee had carefully considered the following bill and recommends that the same do pass—

**House Bill No. 91:**

A bill to be entitled An Act to amend Sections 3219, 1220 and 3221 of the Revised General Statutes of Florida, 1920, the

same being Sections 5025, 5026, and 5027 of the Compiled General Laws of Florida, 1927, relating to the removal of disabilities of married women.

And House Bill No. 91, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Gideons, Chairman of the Committee on Temperance, reported that the Committee had carefully considered the following bill and recommends that the same do not pass—

**Senate Bill No. 527:**

A bill to be entitled An Act to prohibit the use, operation and maintenance of any mechanical musical instrument in any public place where wine, whiskey or beer is sold outside the limits of any incorporated city or town, and to provide a penalty therefor.

And Senate Bill No. 527, contained in the above report, was laid on the table.

Senator Gideons, Chairman of the Committee on Temperance, reported that the Committee had carefully considered the following bills and recommends that the same do pass—

**Senate Bill No. 404:**

A bill to be entitled An Act relating to alcoholic beverages, supplementing the Beverage Act of this State, providing that persons, firms, or corporations holding a license as a club for the sale of intoxicating beverages shall purchase such beverages only from wholesalers in sizes not larger than quarts, nor smaller than fifths of a gallon, and may sell such intoxicating beverages by drink only, and providing penalties for the violation hereof.

**Senate Bill No. 405:**

A bill to be entitled An Act relating to alcoholic beverages, supplementing the Beverage Act of this State, providing that no wines shall be sold within this state in individual containers holding more than one gallon, and providing penalties for the violation hereof.

**Senate Bill No. 406:**

A bill to be entitled An Act to amend Sub-Section (a) of Section 4 of Chapter 16774, Acts of 1935, entitled "An Act regulating and taxing the manufacture, distribution and sale of beverages containing more than one per centum of alcohol, creating and providing for a State Beverage Department, providing penalties for the violation of this Act and repealing existing laws concerning said beverages."

**Senate Bill No. 516:**

A bill to be entitled An Act forbidding the sale of intoxicating liquors, other than malt beverages of legal alcoholic content, by the drink, except within the building or enclosure which is the address of the person or corporation holding license to sell such intoxicating liquors, and forbidding the practice known as curb or drive-in service with respect to such intoxicating liquors; forbidding the consumption thereof at curb or drive-in stands, and providing penalties for the violation hereof.

And Senate Bills Nos. 404, 405, 406 and 516, contained in the above report, were placed on the Calendar of Bills on second reading.

Senator Gideons, Chairman of the Committee on Temperance, reported that the Committee had carefully considered the following bills and recommends that the same do pass.

**Senate Bill No. 561:**

A bill to be entitled An Act regulating the distribution and sale of domestic malt or brewed beverages as defined in Chapter 16774, Laws of Florida, Acts of 1935, entitled "An Act regulating and taxing the manufacture, distribution and sale of beverages containing more than one per centum of alcohol, creating and providing penalties for the violation of this Act and repealing existing laws concerning said beverages," providing for a minimum cash deposit on each case of twenty-four bottles of such beverage, and providing for the enforcement of said penalties for the violation of this Act.

**Senate Bill No. 563:**

A bill to be entitled An Act regulating the distribution and sale of vinous beverages as defined in Chapter 16774, Laws of Florida, Acts of 1935, entitled "An Act regulating and taxing the manufacture, distribution and sale of beverages containing more than one per centum of alcohol, creating and providing penalties for the violation of this Act and repealing existing

laws concerning said beverages," providing for sale in sealed containers of such beverages and fixing the maximum capacity of any container and providing for the enforcement of and penalties for the violation of this Act.

#### Senate Bill No. 564:

A bill to be entitled An Act regulating the distribution and sale of domestic malt, brewed or vinous beverages as defined in Chapter 16774, Laws of Florida, Acts of 1935, entitled "An Act regulating and taxing the manufacture, distribution and sale of beverages containing more than one per centum of alcohol, creating and providing for a State Beverage Department, providing penalties for the violation of this Act and repealing existing laws concerning said beverages," providing that all sales of said beverages be for cash only, and providing for the enforcement of and penalties for the violation of this Act.

And Senate Bills Nos. 561, 563 and 564, contained in the above report, were placed on the Calendar of Bills on second reading.

Senator Holland, Chairman of the Committee on Finance and Taxation, reported that the Committee had carefully considered the following bill and recommends that the same do pass.

#### Senate Bill No. 633:

A bill to be entitled An Act relating to the levy and assessment of ad valorem taxes by counties, cities, towns, and other taxing authorities.

with the following amendments:

Amendment No. 1. Strike out entire Section 1, and insert in lieu thereof, the following: "No county, city, town, or other taxing authority authorized to levy ad valorem taxes shall, for the year 1939, levy or assess ad valorem taxes upon real estate for purposes other than debt service requirements of its bonds and funded indebtedness which will produce a greater amount of revenue for said county, city, town or taxing authority than was levied and assessed against the real property within the limits of said county, city, town or other taxing district for such purposes for the year 1938."

Amendment No. 2. Strike out entire Section 2, and insert in lieu thereof, the following: "The maximum limit for the aggregate amount of taxes that may be levied and assessed against real estate in any such county, city, town or taxing district, for the purposes aforesaid, shall be diminished for the year 1940 by five per cent of the amount levied and assessed in the year 1939."

And Senate Bill No. 633, contained in the above report, together with Committee Amendments thereto, was placed on the Calendar of Bills on second reading.

Senator Holland, Chairman of the Committee on Finance and Taxation, reported that the Committee had carefully considered the following bill and recommends that the same do pass.

#### House Bill No. 180:

A bill to be entitled An Act for the promotion and encouragement of water craft industry; exempting pleasure yachts and boats of non-resident ownership which are enrolled, registered or licensed at ports in States or Countries other than the State of Florida, from personal property tax and repealing all laws in conflict herewith, with the following amendments:

AMENDMENT NO. 1. In title, line 2, change the semi-colon to a comma and insert the words "and Florida deep sea fishing industry" and after the word "exempting" in said line insert the words "registered or enrolled or documented deep sea fishing vessels of Florida owners, and also exempting."

AMENDMENT NO. 2. In preamble, immediately after title, insert: "Whereas, the deep sea fishing industry is of great benefit to the commerce of the State, and provides employment to a large number of Florida citizens, and"

AMENDMENT NO. 3. In Section 1, line 4, after the word "Florida," insert: "and deep sea fishing vessels of Florida owners documented, registered, or enrolled under laws of the United States"

AMENDMENT NO. 4. In Section 1, line 8, after the word "Florida" insert a comma and the following words "or imposed by any county or municipality of the State."

AMENDMENT NO. 5. In Section 1, at end of Section, strike out the period, add comma, and insert the following: "except the documented, registered or enrolled deep sea fishing vessels of Florida owners aforesaid."

And House Bill No. 180, contained in the above report, together with Committee Amendments thereto, was placed on the Calendar of Bills on second reading.

Senator Holland, Chairman of the Committee on Finance and Taxation, reported that the Committee had carefully considered the following bill and recommends that the same do pass.

#### Senate Bill 203:

A bill to be entitled An Act to amend Section 6 of Chapter 18011, Laws of Florida, Acts of 1937, entitled "An Act relating to license taxes, repealing Chapter 14491, and Chapter 14528, Laws of Florida, Acts of 1929; repealing parts of Chapter 2 of Title VI, of Division 1 of the Revised General Statutes of Florida, of 1920; repealing Chapter 16801 and Chapter 17167, Laws of Florida, Acts of 1935; imposing certain license taxes and providing for the payment and the collection thereof, and providing that license taxes shall be a lien on the property of the person liable therefor, under certain circumstances." Approved June 8, 1937.

And Senate Bill No. 203, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Holland, Chairman of the Committee on Finance and Taxation, reported that the Committee had carefully considered the following bill and recommends that the same do not pass.

#### Senate Bill No. 403:

A bill to be entitled An Act to amend Section 10 of Chapter 18015, Laws of Florida, 1937, entitled, "An Act regulating and taxing the manufacture, distribution and sale of beverages containing more than one per centum of alcohol by weight, amending Sections 7 and 9 of Chapter 16774 of the Acts of 1935, entitled, "An Act regulating and taxing the manufacture, distribution and sale of beverages containing more than one per centum of alcohol, creating and providing for a State beverage department, providing penalties for the violation of this Act and repealing existing laws concerning said beverages"; providing for additional supervisors of the beverage department; providing for the expenses of the beverage department; appropriating the monies collected under the beverage laws and providing penalties for the violation of this Act."

And Senate Bill No. 403, contained in the above report, was laid on the table.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after third reading—

#### Senate Bill No. 96:

A bill to be entitled An Act to be cited as the "Rural Electric Cooperative Act", to provide for the organization, operation and management of cooperative, non-profit, membership corporations, referred to as "cooperatives", for the purpose of engaging in rural electrification by supplying electric energy and promoting and extending the use thereof in rural areas; prescribing the powers of such cooperatives, the inclusion of certain words in the names thereof, the number and character of the incorporators, the contests and manner of execution of the articles of incorporation and by-laws thereof, the qualifications of members, the meetings of such members and the voting privileges thereof, the election of boards of trustees, the meetings, terms, quorum, powers and other matters relating thereto, provisions for voting districts, for the election of trustees and delegates, and provisions relating to the appointment and removal of officers and their powers and duties; prescribing the method of the amendment of the Articles of incorporation of such cooperatives and for the consolidation, and merger thereof and the effect of such consolidation or merger; prescribing the method of conversion of existing corporations into such cooperatives; prescribing for the initiative of members by petition; prescribing the method of dissolution of such cooperatives; prescribing the method of filing articles thereof; prescribing for the disposition of the revenues of such cooperatives and for the distribution of patronage refunds; prescribing for the disposition of the property of such cooperatives under certain conditions, for the non-liability of members for the debts of such cooperatives, for the recordation of mortgages, deeds of trust and other instruments executed thereby, for waiver of notice required by this Act and for trustees, officers or members serving as notaries public; prescribing for the qualification of similar foreign corporations for the transaction of business in this State; prescribing

certain filing fees; providing for the exemption of such cooperatives from commission jurisdiction and from the provisions of the uniform sale of securities Act; defining certain terms; prescribing for the liberal construction of this Act, the separability of its provisions and that the terms thereof shall be controlling and further prescribing the effective date thereof.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

And Senate Bill No. 96, contained in the above report, was certified to the House of Representatives.

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Your Committee on Enrolled Bills, to whom was referred—

House Bill No. 1105:

A bill to be entitled An Act re-creating, confirming and continuing Town of Surfside, a municipal corporation in Dade County, Florida; ratifying, approving and confirming its boundaries; prescribing its powers; prescribing qualifications of its electors; ratifying all taxes levied and acts done by its officers; repealing all laws so far as inconsistent with this Act; saving all rights, remedies and defenses of said municipality; declaring a rule of construction; and relating generally to said municipality.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 4:

A bill to be entitled An Act to provide for the service of process on the directors of dissolved corporations as trustees of such dissolved corporations.

Senate Bill No. 72:

A bill to be entitled An Act relating to the functions and duties of the State Bureau of Vital Statistics, and providing for the entry in the records of said Bureau of Judgments and decrees relating to the paternity or providing for the adoption of persons whose birth shall have been previously registered in said bureau, and authorizing the State Registrar of Vital Statistics to seal records in certain cases, to file new and substituted certificates of birth in cases of legitimization or adoption, and to issue copies thereof, and certificated relating thereto.

Senate Bill No. 102:

A bill to be entitled An Act to amend Chapter 12,050, General Laws of Florida, approved June 6, 1927, entitled "An Act to prevent the introduction into and dissemination within the State of Florida of contagious and infectious diseases of honey bees; providing for eradication of bee diseases; authorizing the State Plant Board of Florida to make rules and regulations for carrying out the provisions of this Act and prescribing a penalty for violations"; to provide for certification of freedom from infectious diseases of honey bees shipped or moved into this State when in wire cages and when without combs or honey, and for other purposes.

Senate Bill No. 182:

A bill to be entitled An Act granting and providing for the payment of compensation to James S. Dunning for injuries received while in the performance of his duties for the State of Florida.

Senate Bill No. 324:

A bill to be entitled An Act fixing the salary of the President of the Senate or of the Speaker of the House of Representatives when the powers and duties of Governor shall devolve upon such officer, as provided in Section 19 of Article 4 of the Constitution.

Senate Bill No. 328:

A bill to be entitled An Act to amend Chapter 17,765, of the Laws of Florida, Acts of 1937, the same being An Act fixing the time of holding the regular terms of Circuit Court of the Fifth Judicial Circuit of Florida, composed of Lake, Marion, Citrus, Hernando and Sumter Counties.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Senator Price moved that the rules be waived and the Senate do now take up and consider House Bill No. 594, out of its order.

Which was agreed to by a two-thirds vote.

House Bill No. 594:

A bill to be entitled An Act to amend the Title and Section 1 of Chapter 17262, Laws of Florida, Acts of 1935, entitled: "An Act fixing the salary of State Attorneys of the State of Florida serving in circuits having four (4) Counties with a population of more than 90,000 people according to the last State census.

Was taken up.

Senator Price moved that the rules be waived and House Bill No. 594 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 594 was read the second time by title only.

Senator Price moved that the rules be further waived and House Bill No. 594 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 594 was read the third time in full.

Upon the passage of House Bill No. 594 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Savage, Sharit, Walker, Ward, Whitaker, Wilson—34.

Nays—None.

So House Bill No. 594 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Mapoles requested that House Bill No. 160, reported unfavorably by the Committee on Public Health, be placed on the Calendar of Bills on second reading.

And it was so ordered under the rules.

Senator Beacham moved that the rules be waived and the Senate do now take up and consider House Bill No. 251, out of its order.

Which was agreed to by a two-thirds vote.

House Bill No. 251:

A bill to be entitled An Act to create the Everglades Fire Control District; to appoint a commission for the Everglades Fire Control District and vesting in the commission the power to appoint a chief fire warden and to fix the salary to be paid the said chief; to empower the chief, with the consent of the commission; to appoint a fire warden for each county in which any part of the Fire Control District lies, and to fix the salaries; to provide for the election and terms of the commissioners, and to provide the manner in which a vacancy in any office of a commissioner may be filled, and to fix their compensation; to make it unlawful to set and/or start fires in the district; fixing responsibility for fires and requiring the extinguishment of same, regulating the accumulation of brush heaps and other inflammable material and vesting the chief of the Fire Control District and each county fire warden appointed under the provisions of this Act with police powers with reference thereto; to authorize the chief of the Fire Control District, with the consent of the commissioners, to purchase material for abating and preventing fires; to authorize the chief of the Fire Control District to adopt and promulgate, with the approval of the commissioners, rules and regulations with reference to fires; to provide for rewards and to prescribe penalties and punishment for violation of this Act and to make an appropriation for the payment of salaries and other expense incident to fire control in the district, and to authorize the chief of the Fire Control District, with the consent of the commissioners, to employ the State convicts at the prison farm located near or at Belle Glade, Florida in fire prevention and control in said district, and further provide that the commissioners be authorized to procure such additional funds from any department of the Federal government that they may be able to procure the same from, which may be further designated and/or allocated to this State for the purpose of fire prevention and control and/or flood control

or for any like purpose, and cause the same to be deposited in the State Treasury in the State of Florida to the credit of the Everglades Fire Control District Fund.

Was taken up.

Senator Beacham moved that the rules be waived and House Bill No. 251 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 251 was read the second time by title only.

Senator Beacham offered the following amendment to House Bill No. 251:

In the typewritten bill strike the title and insert in lieu thereof the following:

A bill to be entitled An Act to create the Everglades Fire Control District; to appoint a commission for the Everglades Fire Control District and vesting in the commission the power to appoint a chief fire warden and to fix the salary to be paid the said chief; to empower the chief, with the consent of the commission, to appoint a fire warden for each county in which any part of the Fire Control District lies, and to fix their salaries; to provide for the appointment and terms of the commissioners, and to provide the manner in which a vacancy in office of a commissioner may be filled, and to fix their compensation; to make it unlawful to set and/or start fires in the district; fixing responsibility for fires and requiring the extinguishment of same; regulating the accumulation of brush heaps and other inflammable material and vesting the chief of the Fire Control District and each county fire warden appointed under the provisions of this Act with police powers with reference thereto; to authorize the chief of the Fire Control District, with the consent of the commissioners, to purchase material for abating and preventing fires; to authorize the adoption and promulgation of rules and regulations with reference to fires by the commission; to prescribe penalties for violation of this Act and to make an appropriation for the payment of salaries and other expenses incident to fire control in the district; to authorize the Everglades Fire Control Commissioner, with the consent of the Board of Commissioners of State Institutions to use State prisoners and State property in fire prevention and control in said district; to authorize the commissioners to procure such additional funds from any department of the Federal government that they may be able to procure same from which may be further designated and/or allocated to this State for the purpose of fire prevention and control and/or flood control or for any like purpose, and cause the same to be deposited in the State Treasury of Florida to the credit of the Everglades Fire Control District Fund; and to repeal conflicting laws.

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beacham also offered the following amendment to House Bill No. 251:

In Section 2-A (typewritten bill), strike out the entire Section and insert in lieu thereof the following:

Section 2-A. A governing authority of the Everglades Fire Control District is hereby created to be known as the Board of Commissioners of the Everglades Fire Control District, which shall be composed of eleven members, one member from each of the counties named in Section 1 of this Act, to be appointed by the Governor, by and with the consent of the Senate, whose term of office shall be for 2 years and who shall serve until their successors are appointed and qualified. All vacancies in office shall be filled in the same manner. The members of the Board of Commissioners of the Everglades Fire Control District shall receive their actual expenses in attending meetings of the Board, payable monthly, but shall not receive any salary or compensation for their services. Members of said Board shall be resident, freeholders of the District.

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beacham also offered the following amendment to House Bill No. 251:

In Section 2-B (typewritten bill), strike out the entire Section.

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beacham also offered the following amendment to House Bill No. 251:

In Section 2-C (typewritten bill), strike out the entire Section.

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beacham also offered the following amendment to House Bill No. 251:

In Section 2-D, line 1 (typewritten bill), strike out the figure: 2-D and insert in lieu thereof the following: 2-B.

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beacham also offered the following amendment to House Bill No. 251:

In Section 2-E (typewritten bill), strike out the entire Section and insert in lieu thereof the following: Sections 2-C. A majority of the Board of Commissioners of the Everglades Fire Control District shall be necessary to constitute a quorum for the transaction of any business affecting the Everglades Fire Control District.

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beacham also offered the following amendment to House Bill No. 251:

In Section 3 (typewritten bill), strike out the entire Section and insert in lieu thereof the following: Section 3. In the matter of preventing, controlling and extinguishing fires within the Everglades Fire Control District, the Board of Commissioners of the Everglades Fire Control District, by and with the consent of the Board of Commissioners of State Institutions of Florida, may use such state prisoners as shall be available for that purpose, and such state equipment and property as shall be adapted for such work, upon such terms and conditions as may be agreed upon between the Board of Commissioners of the Everglades Fire Control District and the Board of Commissioners of State Institutions.

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beacham also offered the following amendment to House Bill No. 251:

In Section 4, line 12 (typewritten bill), after the word "control" insert the following: within the said District and/or within the territory adjacent or contiguous thereto.

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beacham also offered the following amendment to House Bill No. 251:

In Section 7, line 14, (typewritten bill), strike out the words: "or order" and insert in lieu thereof the following: pursuant to rules and regulations theretofore made and promulgated by the Board of Commissioners of the Everglades Fire Control District.

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beacham also offered the following amendment to House Bill No. 251:

In Section 9, line 2 (typewritten bill), strike out the words: after the word "and" insert the following: by and with the approval of the Board of Commissioners of the Everglades Fire Control District may.

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beacham also offered the following amendment to House Bill No. 251:

In Section 9, line 6, (typewritten bill) after the word "Commissioners," strike out the following: "The chief of the Everglades Fire Control by and with the consent of the Commissioners is hereby authorized to adopt and promulgate such reasonable rules and regulations as may be necessary for the complete protection of the lands lying within the district and such rules and regulations shall have the force of law and shall be enforceable under the provisions of this Act.

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beacham also offered the following amendment to House Bill No. 251:

In Section 10, line 3, (typewritten bill) after the word "there-for," insert the word "may."

Senator Beacham moved the adoption of the amendment.



Which was agreed to and the amendment was adopted.

Senator Beacham also offered the following amendment to House Bill No. 251:

In Section 10, line 9, (typewritten bill) strike out the words: remove from and insert in lieu thereof the following: relieve.

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beacham also offered the following amendment to House Bill No. 251:

In Section 10, line 9, (typewritten bill) strike out the word: was.

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beacham also offered the following amendment to House Bill No. 251:

In Section 10, lines 9-10, (typewritten bill) strike out the words: or require and insert in lieu thereof the following: from.

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beacham also offered the following amendment to House Bill No. 251:

In Section 10, line 17, (typewritten bill) after the words: "disposed of" insert a period in place of the comma, and strike the balance of said Section.

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beacham also offered the following amendment to House Bill No. 251:

In Section 11, (typewritten bill) strike out the entire Section and insert in lieu thereof the following: Section 11. Any person, firm, association, or corporation, who shall violate any of the provisions of this Act, shall, upon conviction therefor, be deemed guilty of a misdemeanor, and punished by fine not exceeding One Thousand (\$1,000) Dollars, or by imprisonment not exceeding twelve months, or by both such fine and imprisonment.

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beacham also offered the following amendment to House Bill No. 251:

In Section 12, (typewritten bill) strike out the entire Section.

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beacham also offered the following amendment to House Bill No. 251:

In Section 13 (typewritten bill), strike out the entire Section, and insert in lieu thereof the following: Section 12. It shall be the duty of the Sheriff of the County in which any of the lands embraced in the Everglades Fire Control District are located, to cooperate with the Chief of the Everglades Fire Control District and the County Fire Wardens in the enforcement of the several provisions of this Act. It is hereby made the duty of the lawfully constituted prosecuting attorneys of the several courts within the Everglades Fire Control District, having trial jurisdiction of offenses committed against the provisions of this Act, to prosecute any and all such violations of this Act in the manner and to the extent provided and required by law in the discharge of their official duties in connection with the violation of other criminal laws.

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beacham also offered the following amendment to House Bill No. 251:

In Section 14 line 1 (typewritten bill), strike out the figure: 14, and insert in lieu thereof the following: 13.

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beacham also offered the following amendment to House Bill No. 251:

In Section 15, line 1 (typewritten bill), strike out the figure: 15, and insert in lieu thereof the following: 14.

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beacham also offered the following amendment to House Bill No. 251:

In Section 16 (typewritten bill), strike out the entire section and insert in lieu thereof the following: Section 15. All laws and parts of laws in conflict herewith, including Chapter 16994, Laws of Florida, Acts of 1935, are hereby repealed.

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beacham also offered the following amendment to House Bill No. 251:

In Section 17 line 1 (typewritten bill), strike out the figure: 17, and insert in lieu thereof the following: 16.

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beacham moved that the rules be further waived and House Bill No. 251, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 251, as amended, was read the third time in full.

Upon the passage of House Bill No. 251, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Price, Savage, Sharit, Walker, Ward, Whitaker, Wilson—32.

Nays—None

So House Bill No. 251 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

Pursuant to the motion made by Senator Mapoles on May 8, 1939, and the hour having arrived, the Senate took up the consideration of Senate Bill No. 180 as a Special and Continuing Order.

Senate Bill No. 180:

A bill to be entitled An Act creating an emergency revenue commission, providing for the appointment of the members thereof; providing for the operation of automatic coin-operated devices under State ownership and the purchase of such machines; providing for limitation of the number of machines which may be operated in the State of Florida; providing to whom, where and the number of machines that may be located; providing regulations for the operation of such machines and all other coin-operated devices; providing for the employment of agents and servants by the commission; limiting the expense of carrying the provisions of this Act into effect and making appropriation therefor; imposing penalties for violations of the terms of this Act. The main purpose of this Act is to acquire land or real estate and erect a suitable home for which the State is in desperate need for delinquent girls and women of this State and contribute funds to and for relief of old people and fatherless children and the blind.

Was taken up.

Senator Mapoles moved that the rules be waived and Senate Bill No. 180 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 180 was read the second time by title only.

Senator Mapoles offered the following amendment to Senate Bill No. 180:

In Section 12, (typewritten bill) strike all after 1939 in last line of paragraph, and insert in lieu thereof the following: a period.

Senator Mapoles moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Holland, Chairman of the Committee on Finance and Taxation, as required by the rule, moved that Senate Bill No. 180, as amended, be indefinitely postponed.

Upon which a roll call was demanded.

Upon the adoption of the motion made by Senator Holland the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Ward, Whitaker, Wilson—35.

Nays—Senators Mapoles and Walker—2.

So Senate Bill No. 180, as amended, was indefinitely postponed.

Senator Beall moved that the Senate do now proceed to the consideration of Executive Communications.

Which was agreed to.

And the Senate went into Executive Session at 3:48 o'clock P. M.

The Senate emerged from Executive Session at 5:28 o'clock P. M., and resumed its Session.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Whitaker, Wilson—37.

A quorum present.

Senator Parker moved that 300 copies of House Bills Nos. 801 and 802 each be printed.

Which was agreed to and it was so ordered.

Senator Hodges moved that the rules be waived and the Senate do now proceed to the Introduction of Bills and Joint Resolutions.

Which was agreed to by a two-thirds vote.

By Senator Holland—

Senate Bill No. 744:

A bill to be entitled An Act to amend Section 1 of Chapter 14899, Laws of Florida, Acts of 1931, as amended by Section 1 of Chapter 17253, Laws of Florida, Acts of 1935, and to amend Section 5 of Chapter 14899, Laws of Florida, Acts of 1931, as amended by Section 4 of Chapter 17253, Laws of Florida, Acts of 1935, said Chapter 14899, Laws of Florida, Acts of 1931, being "An Act regulating the sale of securities and to make uniform the law relating thereto, and to repeal statutes which are inconsistent herewith," and to further amend said Chapter 14899, Laws of Florida, Acts of 1931, by adding thereto a new section to be designated Section 15½, the same relating to the appointment of examiners to conduct investigations and hearings and providing for the compulsory attendance of witnesses and production of books and records.

Which was read the first time by title only and referred to the Committee on Judiciary "C."

By Senator Murphy—

Senate Bill No. 745:

A bill to be entitled An Act to define naturopathic medicine and to regulate the practice of naturopathic medicine in the State of Florida: to create the State Board of Naturopathic Medical Examiners: to provide for the examination and admission to practice of naturopathic physicians and the securing of licenses by naturopathic physicians in the State of Florida: to provide for the securing of annual renewal certificates of licenses, charging the fees therefor and penalty for failure to pay such renewal fees: and to provide penalties for the violation of any of the provisions of this Act.

Which was read the first time by title only and referred to the Committee on Public Health.

By Senators Dye and Kelly (11th)—

Senate Bill No. 746:

A bill to be entitled An Act creating a joint bridge authority of Pinellas and Manatee Counties by and through their Boards of County Commissioners thereof and authorizing same to construct, acquire, improve, extend, operate and maintain certain public works, undertakings, and projects under, in, over, above and across the waters of Tampa Bay: defining such public works; prescribing the mode of procedure for and regulating the issuance and sale of bonds and other obligations to finance such works, undertakings and projects, providing for the payment of such bonds and other obligations; and authorizing agreements with the holders of such bonds and other obligations

The following proof of publication was attached to Senate Bill No. 746 when it was introduced in the Senate:

#### LEGAL NOTICE

#### TO WHOM IT MAY CONCERN:

This is to notify you that the undersigned intends to apply to the next Session of the Legislature of the State of Florida

which convenes in April, 1939, at Tallahassee, Florida, for the passage of a local Act authorizing Pinellas and Manatee Counties to jointly construct and finance a bridge, causeway and tunnel in, over and across the waters of Tampa Bay from a point in the shore line of Pinellas County to a point in the shore line of Manatee County and such other and additional authority incidental and appertaining or helpful to the main purpose.

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF PINELLAS COUNTY, FLORIDA.

By JOHN CHESNUT, Chairman.

Attest:

RAY E. GREEN, Clerk.

#### PUBLISHER'S AFFIDAVIT

COUNTY OF PINELLAS )  
STATE OF FLORIDA ) s.s.

Gladys Williams, being first duly sworn, says that she is the Clerk of the St. Petersburg Times, a daily newspaper printed and published in St. Petersburg in said County and State, and that the publication headed, Legal Notice—Re: Bridge, etc., across Tampa Bay, of copy of which is hereunto attached, was published in the said newspaper in the issue of February 24, 1939, that at the time of such publication that the St. Petersburg Times had been continuously published in St. Petersburg, Florida, at least once a week, and entered as second class matter of St. Petersburg in Pinellas County, Florida, for a period of one year next preceding the first insertion of such publication, and that said newspaper is published in accordance with the provisions and requirements of an act relating to publication of legal notices and process in newspapers in the State of Florida, Laws of Florida, Acts of 1931, Senate Bill No. 58.

GLADYS WILLIAMS.

Subscribed and sworn to before me this 24th day of February, 1939.

L. R. BURR, Notary Public.

(Seal)

My commission expires May 26, 1940.

#### NOTICE OF INTENTION TO APPLY FOR SPECIAL LEGISLATION

#### TO WHOM IT MAY CONCERN:

This is to notify you that the undersigned intends to apply to the next Session of the Legislature of the State of Florida, which convenes in April, 1939, at Tallahassee, Florida, for the passage of a local act authorizing Manatee and Pinellas Counties to jointly construct and finance a bridge, causeway and tunnel in, over and across the waters of Tampa Bay from a point in the shore line of Manatee County to a point in the shore line of Pinellas County and such other and additional authority as may be incidental, appertaining or helpful to the main purpose.

Dated this 27th day of February, 1939.

BOARD OF COUNTY COMMISSIONERS,  
MANATEE COUNTY, FLORIDA.

By R. R. ROADMAN, Chairman.

(Seal)  
Attest:

W. H. FLETCHER, Clerk.

Feb. 28-tf.

THE PALMETTO NEWS

A. J. Saul, Publisher

PALMETTO, FLORIDA

#### AFFIDAVIT OF PUBLISHER

STATE OF FLORIDA )  
COUNTY OF MANATEE ) s.s.

Before me, the undersigned authority, personally appeared A. J. Saul who, being duly sworn, deposes and says that he is Publisher of the Palmetto News, a newspaper published in the City of Palmetto, Manatee County, Florida; that said newspaper has been published continuously for more than 12 months prior to the first publication of the attached notice and during entire said 12 months has been entered as second class matter at the post office at Palmetto, Florida, and that the said notice was published in said newspaper for 9 consecutive weeks, being published in the issues on the following days, to-wit: February 28 A. D., 1939; March 7, 14, 21, 28, A. D., 1939; April 4 and 11 A. D., 1939; April 18 and 25 A. D., 1939.

A. J. SAUL.

Sworn to and subscribed before me, this 1st day of May, A. D. 1939.

ROMILDA S. BATTLE, Notary Public.

My commission expires April 6, 1943.

(Seal)

Which was read the first time by title only and placed on the Calendar of Local Bills on second reading.

By Senator Price—  
Senate Bill No. 747:

A bill to be entitled An Act to designate and establish a State road in the City of Ormond, Volusia County, Florida, to connect State Road No. 10 with State Road No. 4, designate the route of said road and provide for a survey thereof and a number designation be given thereto by the State Road Department of Florida.

Which was read the first time by title only and referred to the Committee on Public Roads and Highways.

By Senator Lindler—  
Senate Bill No. 748:

A bill to be entitled An Act granting pension to Mrs. A. J. Mosley of Columbia County, Florida.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senator Dame—  
Senate Bill No. 749:

A bill to be entitled An Act to declare, designate, and establish a certain State road in Citrus County.

Which was read the first time by title only and referred to the Committee on Public Roads and Highways.

By Senator Dame—  
Senate Bill No. 750:

A bill to be entitled An Act to declare, designate, and establish a certain State road in Citrus County.

Which was read the first time by title only and referred to the Committee on Public Roads and Highways.

By Senator Whitaker—  
Senate Bill No. 751:

A bill to be entitled An Act amending Chapter 17164 Laws of Florida of 1935 as amended by Chapter 18058 Laws of Florida of 1937 fixing the amounts, terms and conditions for the payment of pensions to the members and the widows and children of deceased members of the fire and police departments in all cities having a population of not less than 55,000 nor more than 118,000 according to the last State or Federal census.

Which was read the first time by title only.

Senator Whitaker moved that Senate Bill No. 751 be placed on the Calendar of Bills on second reading without reference.

Which was agreed to and it was so ordered.

By Senator Whitaker—  
Senate Bill No. 752:

A bill to be entitled An Act canceling Tax Certificates Nos. 12470, 12471, 12971 and all subsequent and omitted taxes including taxes for 1933, 1934, 1935, 1936, 1937 and 1938, covering Lots 10 and 11 Block 14 Sulphur Springs Addition, and Lots 17, 18, 19 and 20, Block II of Hillsborough Highlands, as the same appears by reference to plats in the public records of Hillsborough County, Florida and now owned by Sulphur Springs Post No. 89 American Legion, Department of Florida, and canceling all State and County taxes assessed against the said property subsequent and prior to taxes assessed for State and County purposes for the year 1932, and exempt said property from State and County taxes as long as the same is used by the said Sulphur Springs Post No. 89, American Legion, Department of Florida.

Which was read the first time by title only and referred to the Committee on Judiciary "B".

By Senator Parker—  
Senate Bill No. 753:

A bill to be entitled An Act for the relief of Alton C. Hendry, as Tax Collector of Taylor County, Florida, providing for the payment to Alton C. Hendry, Tax Collector of Taylor County, Florida, of certain moneys for loss of commissions on land sale of 1929 for 1928 taxes, in consequence of tax collectors' 5% commission and expense of sale not being separated on land sale report.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senator Mapoles—  
Senate Bill No. 754:

A bill to be entitled An Act to authorize the establishment and operation of private game preserves, or farms in all Counties of the State of Florida, having a population of not less than 11650 and not more than 11680 according to the last State census; to regulate disposition of game reared or produced on such private preserve or farm; to provide penalty for the violation of the provisions of this Act; and to repeal all laws in conflict with this Act.

Which was read the first time by title only and placed on the Calendar of Bills on second reading without reference.

By Senator Dame—  
Senate Bill No. 755:

A bill to be entitled An Act to declare, designate, and establish a certain State road in Citrus County.

Which was read the first time by title only and referred to the Committee on Public Roads and Highways.

By Senator Dame—  
Senate Bill No. 756:

A bill to be entitled An Act to declare, designate, and establish a certain State road in Citrus County.

Which was read the first time by title only and referred to the Committee on Public Roads and Highways.

By Senator Mapoles—  
Senate Bill No. 757:

A bill to be entitled An Act to extend State Road 37 in the Town of Milton, Santa Rosa County, Florida.

Which was read the first time by title only and referred to the Committee on Public Roads and Highways.

By Senator Hodges—  
Senate Bill No. 758:

A bill to be entitled An Act relating to the sale, leasing or letting or public property of the State, counties, cities and other public agencies, or under the direction of officers thereof; providing for appraisals by, and listing with, registered real estate brokers and authorizing and regulating the payment of fees and commissions therefor; prohibiting officers or employees from making appraisals and negotiating such sales and participating in fees and commissions therefor; providing penalties for the violation of the Act.

Which was read the first time by title only and referred to the Committee on Judiciary "A."

By Senator Hodges—  
Senate Bill No. 759:

A bill to be entitled An Act authorizing the use of visible record binders for registration books in certain Counties of the State of Florida and the type of binders and registration blanks and certificates, for use in these Counties, and source of supply for the necessary equipment.

Which was read the first time by title only and referred to the Committee on Privileges and Elections.

By Senator Hodges—  
Senate Bill No. 760:

A bill to be entitled An Act relating to the registration of voters for the primaries of 1940 and every two years thereafter; duties of the Supervisor of Registration, and District Registration Officers; their appointment and the time of opening and closing the registration books in the election districts or precincts and in the Court House in all Counties of the State.

Which was read the first time by title only and referred to the Committee on Privileges and Elections.

By Senator Price—  
Senate Bill No. 761:

A bill to be entitled An Act to re-designate and re-establish a part of State Road 19 in Volusia County.

Which was read the first time by title only and referred to the Committee on Public Roads and Highways.



By Senator Black—  
Senate Bill No. 762:

A bill to be entitled An Act to provide and appropriate funds for the purpose of remunerating and repaying the City of Trenton, Florida, the sum of \$6,000.00 which was expended by said city in the construction of curbs and gutters and widening of pavement on State Road No. 14, within said city, in 1929.

Which was read the first time by title only and referred to the Committee on Appropriations.

By Senator Beacham—  
Senate Bill No. 763:

A bill to be entitled An Act authorizing Palm Beach County to accept gifts, donations or contributions of land for county park and forest purposes; providing for the custody and control of all such lands by the Board of County Commissioners of said county; authorizing, empowering and directing the trustees of the internal improvement fund to make, execute and deliver a deed for certain land to Palm Beach County for park and forest purposes; authorizing said Board of County Commissioners to make rules and regulations with respect to the purposes of this Act; authorizing said Board of County Commissioners to lease said lands to certain organizations; providing for the levy of taxes not to exceed one mill for the purpose of maintaining, operating and controlling said park or parks and forests; providing for the cancellation of all taxes and assessments against said lands and the exemption of said lands for all future taxes and assessments; declaring the acquisition, maintenance, operation and control of said park or parks and forests to be a public purpose.

The following proof of publication was attached to Senate Bill No. 763 when it was introduced in the Senate:

#### NOTICE OF INTENTION TO APPLY FOR LOCAL OR SPECIAL LEGISLATION

NOTICE IS HEREBY GIVEN that application will be made to the Legislature of the State of Florida at its 1939 session for passage of a local or special act authorizing Palm Beach County to accept gifts, donations or contributions of land for county park and forest purposes; providing for the custody and control of all such lands by the Board of County Commissioners of said county; vesting in Palm Beach County title to certain land in said county and authorizing, empowering and directing the Trustees of the Internal Improvement Fund to make, execute and deliver a deed for said land to said county for park and forest purposes; authorizing said Board of County Commissioners to make rules and regulations with respect to the purposes of this act; authorizing said Board of County Commissioners to lease said lands to certain organizations; providing for the levy of taxes not to exceed one mill for the purpose of maintaining, operating and controlling said park or parks and forests; providing for the cancellation of all past taxes and assessments against said lands and the exemption of said lands from all future taxes and assessments; declaring the acquisition, maintenance, operation and control of said park or parks and forests to be a public purpose.

This notice has been ordered published by the Board of County Commissioners of Palm Beach County, Florida, in the Palm Beach Post, West Palm Beach, Florida, one time at least thirty days before the introduction of the proposed law in the Legislature.

A. A. POSTON,

Chairman, Board of County Commissioners,  
Palm Beach County, Florida.

HARRY A. JOHNSTON,  
County Attorney.  
Publish: April 12th, 1939.

#### AFFIDAVIT OF PROOF OF PUBLICATION

STATE OF FLORIDA,  
COUNTY OF PALM BEACH.

BEFORE ME, the undersigned authority, personally appeared Don Morris, Editor of The Palm Beach Post. Who, on oath, does solemnly swear (or affirm) that he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill relating to: authorizing Palm Beach County to accept gifts, donations or contributions of land for County Park and Forest purposes has been published prior to this date by being printed in the issue of April 12, 1939, of the Palm Beach Post, a newspaper published in Palm Beach County, Florida, where the matter or thing to be affected by the contemplated law is situate; that a copy of the notice that has been published, as aforesaid, and also

this affidavit of proof of publication are attached to the proposed bill or contemplated law, and such copy of the notice so attached is by reference made a part of this affidavit.  
DON MORRIS.

Sworn to and subscribed before me this 8th day of May, A. D. 1939.

W. A. HENDRY.

(Seal).

Notary Public, State of Florida at Large,  
My commission expires July 6, 1941.

Which was read the first time by title only.

Senator Beacham moved that the rules be waived and Senate Bill No. 763 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 763 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 763 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 763 was read the third time in full.

Upon the passage of Senate Bill No. 763 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Whitaker, Wilson—37.

Nays—None.

So Senate Bill No. 763 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beacham—  
Senate Bill No. 764:

A bill to be entitled An Act to declare, designate and establish certain State Roads in Palm Beach County, Florida.

Which was read the first time by title only and referred to the Committee on Public Roads and Highways.

By Senator Horne—  
Senate Bill No. 765:

A bill to be entitled An Act fixing and determining the salaries, compensation and traveling expenses of the members of the Board of County Commissioners for Counties of the State of Florida having a population of not less than 17,000, nor more than 17,500, according to the last State census.

Which was read the first time by title only.

Senator Horne moved that the rules be waived and Senate Bill No. 765 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 765 was read the second time by title only.

Senator Horne moved that the rules be further waived and Senate Bill No. 765 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 765 was read the third time in full.

Upon the passage of Senate Bill No. 765 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Whitaker, Wilson—37.

Nays—None.

So Senate Bill No. 765 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Dame—  
Senate Bill No. 766:

A bill to be entitled An Act to amend Paragraph (c), Section 13, Chapter 17481, Laws of Florida, Acts of 1935, as amended by Chapter 18413, Laws of Florida, Acts of 1937,

A bill to be entitled An Act to encourage the breeding of thoroughbred race horses in Florida by providing that the holder of a horse racing permit shall be required to pay five (5%) per cent of any purse won on Florida tracks to the breeder of said winning thoroughbred, provided, said winning thoroughbred race horse was bred within the boundaries of the State of Florida.

Which was read the first time by title only and referred to the Committee on Miscellaneous Legislation.

By Senator Dame—  
Senate Bill No. 773:

A bill to be entitled An Act to create the Citrus County Historical Commission; providing who shall be members of such commission; prescribing their powers and duties; providing who shall be its chairman and secretary; providing that the expenses of such commission shall be paid by the Board of County Commissioners of Citrus County, Florida out of the General Fund and that the Clerk of the Circuit Court of such County shall file and record, without charge, historical material and data collected by such commission.

The following proof of publication was attached to Senate Bill No. 773 when it was introduced in the Senate:

#### NOTICE

Notice is hereby given that legislation will be introduced in the 1939 session of the Florida Legislature providing for establishment of a Citrus County Historical Commission.

GEORGE A. DAME,

(April 13-20-27-May 4-11.)

#### AFFIDAVIT OF PUBLICATION

STATE OF FLORIDA,  
COUNTY OF CITRUS.

On this day personally appeared before me Taylor Dawson to me well known, who being by me first duly sworn, deposes and says that he is the Editor of the Citrus County Chronicle, a newspaper published in the City of Inverness, County of Citrus and State of Florida; that said newspaper has been continuously published in Citrus County, Florida, at least once each week and also has been entered as second-class mail matter at the Postoffice in the City of Inverness, Citrus County, Florida, for a period of one year next preceding the first insertion of the attached legal notice or process; that said newspaper has been published in accordance with the provisions of Chapter 14830 of the Acts of the 1931 session of the Legislature of Florida, approved May 20th, 1931, and all provisions of said Statute have been complied with; that the attached legal notice or process was published in said newspaper once each week for a period of 5 weeks, to-wit: in the issues of said newspaper published on April 13-20-27, May 4-11, 1939.

TAYLOR DAWSON.

Sworn to and subscribed before me this 11th day of May, A. D. 1939.

C. A. HANSON.

(Seal).

Notary Public, State of Florida at Large,  
My commission expires August 19, 1941.

Which was read the first time by title only.

Senator Dame moved that the rules be waived and Senate Bill No. 773 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 773 was read the second time by title only.

Senator Dame moved that the rules be further waived and Senate Bill No. 773 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 773 was read the third time in full.

Upon the passage of Senate Bill No. 773 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Whitaker, Wilson—37.

Nays—None.

So Senate Bill No. 773 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beall—  
Senate Bill No. 774:

A bill to be entitled An Act to declare, designate and establish a certain State Road in Citrus County.

Which was read the first time by title only and referred to the Committee on Public Roads and Highways.

By Senator Dame—  
Senate Bill No. 775:

A bill to be entitled An Act providing how all monies paid to the several Boards of County Commissioners of all Counties in the State of Florida, or to all Counties in the State of Florida, whose population, according to the last preceding State census was not less than 5,525 and not more than 5,850, under the provisions of Chapter 14832 Laws of Florida, Acts of 1931, or any laws amendatory or supplemental thereto, shall be spent and appropriated, and giving authority for the expenditures of said monies for each of the fiscal years, A. D. 1938-1939 and A. D. 1939-1940, and repealing all laws in conflict therewith, and dealing generally with said fund.

Which was read the first time by title only.

Senator Dame moved that the rules be waived and Senate Bill No. 775 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 775 was read the second time by title only.

Senator Dame moved that the rules be further waived and Senate Bill No. 775 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 775 was read the third time in full.

Upon the passage of Senate Bill No. 775 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Whitaker, Wilson—37.

Nays—None.

So Senate Bill No. 775 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Kelly (11th)—  
Senate Bill No. 776:

A bill to be entitled An Act requiring all municipal drainage districts, school districts, road and bridge districts, and all other taxing units to make a detailed report or financial statement upon the debt condition of said taxing unit to the State Auditor and repealing all laws or parts of laws in conflict herewith.

Which was read the first time by title only and referred to the Committee on Finance and Taxation.

Senator Lewis moved that the rules be waived and the Senate do now take up and consider House Bill No. 780, out of its order.

Which was agreed to by a two-thirds vote.

House Bill No. 780:

A bill to be entitled An Act to provide for the creation of a Jackson County Hospital District and Jackson County Hospital Corporation, to provide for the establishment and building, maintenance and operation of a Public Hospital at Marianna in Jackson County for the benefit of the citizens and residents of Jackson County, and the extension of hospitalization to patients from adjoining Counties, to provide for the appointment of trustees for said hospital corporation and to fix their powers and duties, to provide for the appropriation of money and the raising of revenue by Jackson County for the erection and maintenance of such hospital, by the allocation to such hospital of portions of the Race Track Funds which may be received by Jackson County and/or the levy of ad valorem taxes by said County for the benefit of said hospital, and to make the limits of the hospital district co-extensive with the limits of Jackson County.

Was taken up.

Senator Lewis moved that the rules be waived and House Bill No. 780 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 780 was read the second time by title only.

Senator Lewis moved that the rules be further waived and

House Bill No. 780 be read the third time in full and put upon its passage

Which was agreed to by a two-thirds vote.

And House Bill No. 780 was read the third time in full.

Upon the passage of House Bill No. 780 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Whitaker, Wilson—37.

Nays—None.

So House Bill No. 780 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator McKenzie—

Senate Bill No. 777:

A bill to be entitled An Act extending the time during which the provisions of Chapter 18296, Laws of Florida, Acts of 1937, shall be operative; terminating its operation at the expiration of such time; providing for notice in reference to said Act and to tax sale certificates referred to therein and to lists of said certificates and the purport and disposition of said lists; providing in reference to the trustees of the internal improvement fund in connection with lands inuring to the State under said Act and the application of laws thereto; providing for homesteads on such lands; providing for State parks and for reforestation; providing in reference to lands within a municipality or special assessment district and preserving the equity or municipalities and special assessment districts in said land; providing for the disposition of proceeds arising out of lands inuring to the State under said chapter, Providing in reference to sale and lease of said lands and in reference to protection, trespass and damage; authorizing the trustees of the internal improvement fund and the Florida Board of Forestry in reference to certain lands; authorizing the trustees of the internal improvement fund and the Board of Commissioners of State Institutions in reference to the use of State prisoners on certain lands; describing the nature of title in lands conveyed by said trustees on behalf of the State and with reference to suits involving title; providing for return of subdivision land into acreage

Which was read the first time by title only and referred to the Committee on Finance and Taxation.

By Senators Beall, Gillis, Savage, Wilson, Kanner, Parrish, Dye, Adams, Black, Kelly (16th) and Price—

Senate Joint Resolution No. 778:

Proposing an amendment to Section 1 of Article IX of the Constitution of Florida relating to taxation and finance so as to provide that the special rate or rates on intangible property shall not exceed three mills on the dollar of the assessed valuation of such intangible property and to provide for the apportionment and distribution of such taxes.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

That the following amendment to Section 1 of Article IX of the Constitution of Florida relating to taxation and finance be and the same is hereby agreed to and shall be submitted to the qualified electors of the State of Florida for ratification or rejection at the next ensuing general election to be held in November, A. D. 1940; that is to say, that Section 1 of Article IX of the Constitution of the State of Florida be amended so as to read as follows:

Section 1. The Legislature shall provide for a uniform and equal rate of taxation, except that it may provide for special rate or rates on intangible property, but such special rate or rates shall not exceed three mills on the dollar of the assessed valuation of such intangible property, provided that such rate or rates shall not exceed 1 mill on bank deposits which special rate or rates or the taxes collected therefrom, may be apportioned by the Legislature and distributed for State, County, District and Municipal purposes, and shall be exclusive of all other State, County, District and Municipal taxes; and shall prescribe such regulations as shall secure a just valuation of all property, both real and personal excepting such property as may be exempted by law for municipal, education, literary, scientific, religious or charitable purposes.

Which was read the first time in full and referred to the Committee on Constitutional Amendments.

By Senator Holland—

Senate Bill No. 779:

A bill to be entitled An Act imposing a tax for revenue of one thousand (\$1,000) dollars annually on all persons, firms, or corporations who bid for, or who perform, public contracts of public grading, streets, highways, sewers, bridges, or culverts in the State of Florida, where the bid submitted or the contract to be performed amounts to more than twenty five thousand (\$25,000) dollars; declared the public policy of the State of Florida and a legislative finding in regards thereto; declaring bidding on such contracts to be doing business in Florida; creating a State highway contractors licensing board; defining its powers and duties, requiring all contractors who bid for or perform public contracts for public grading, streets, highways, sewers, bridges, or culverts where the bid submitted or the contract let amounts to more than twenty-five thousand (\$25,000) dollars to pay a license fee of one hundred (\$100.00) dollars annually and to secure a license certificate from said board before submitting bids on or performing any such contracts; prescribing regulations regarding applications for and issuance of such license certificates by said board to such contractors; authorizing said board to issue licenses to such contractors who shall comply with this Act, and authorizing said board to revoke licenses issued for cause, and to refuse to issue such licenses under certain conditions; providing for expenses for the administration of this Act; providing that the one thousand (\$1,000) dollars tax levied herein shall be appropriated to the general revenue fund, and providing that the license fee imposed on such contractors shall be credited to the State Highway Contractors Board Fund, providing penalties for the violation of this Act, and repealing all laws and parts of laws in conflict herewith.

Which was read the first time by title only and referred to the Committee on Finance and Taxation.

By Senator Beall—

Senate Bill No. 780:

A bill to be entitled An Act to provide pensions for widows of certain deceased employees of the City of Pensacola, Florida, and requiring said city to appropriate monies for and pay said pensions, and authorizing and empowering said city to levy taxes for the payment of same.

The following proof of publication was attached to Senate Bill No. 780 when it was introduced in the Senate:

#### NOTICE

NOTICE is hereby given that the undersigned will apply for and seek the introduction and passage by and at the 1939 Session of the Florida Legislature of a Local or Special Law to provide for the creation of a Pension Fund for the City of Pensacola for the purpose providing for the payment of pensions to employee of said City who have been retired by reason of age or disability; to provide for the payment of pensions to widows or dependents of deceased City employees; to provide for the method of establishing said fund by contributions from the City and from City employees; and to provide for the payment of pensions to certain widows or dependents of City employees who have heretofore died, and who have not been heretofore receiving pensions.

PHILIP D. BEALL.

155—1t—3-18-39.

Bay County Publishers, Inc.      Pensacola Broadcasting Co.  
Panama City Herald      Radio Station WCOA

THE NEWS-JOURNAL COMPANY

The Pensacola News      The Pensacola Journal  
Pensacola, Florida

March 21, 1939

STATE OF FLORIDA,  
COUNTY OF ESCAMBIA.

Before the undersigned personally appeared N. S. Veal, who on oath does solemnly swear that he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill relating to the creation of a Pension Fund for the City of Pensacola for the purpose providing for the payment of pensions to employees of said City, has been published at least thirty days prior to this date, by being printed on March 18th, 1939 in the Pensacola News, a newspaper published in Escambia County, Florida; that a copy of the notice that has been published as aforesaid

and also this affidavit of proof of publication are attached to the proposed or contemplated law, and such copy of the notice so attached is by reference made a part of this affidavit.

N. S. VEAL,  
(Publisher).

Sworn to and subscribed before me this 21st day of April, 1939.

DOROTHY G. THOMAS,  
Notary Public.

(Seal).

My commission expires Mar. 6, 1940.

Which was read the first time by title only.

Senator Beall moved that the rules be waived and Senate Bill No. 780 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 780 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 780 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 780 was read the third time in full.

Upon the passage of Senate Bill No. 780 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Whitaker, Wilson—37.

Nays—None.

So Senate Bill No. 780 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By the Committee on Labor and Industry—  
Senate Bill No. 781:

A bill to be entitled An Act to amend Chapter 17481, Laws of Florida, 1935, as amended by Chapter 18413, Laws of Florida, 1937, being "An Act to provide for and adopt a comprehensive workmen's compensation law for the State of Florida; to provide compensation thereunder for disability or death resulting from an injury arising out of and in the course of employment; limiting, regulating, and prohibiting resort to certain common law causes of action and/or defenses in cases falling within the purview of this Act; imposing certain duties and exactions upon employers and/or employees falling within the scope of this law; defining the employments subject hereto and delimiting the application of this act as applied to other employments and setting up an agency of the State for the administration hereof; creating the Florida Industrial Commission and providing for the appointment of three (3) members on said commission and providing for the appointment of said commission, consisting of the chairman and two (2) other members; fixing their compensation and prescribing their duties, redefining the employments subject to the workmen's compensation law; providing for a waiting period of four days and for the non-payment of a compensation during such period; providing for rules and regulations permitting two or more employers to join together in qualifying as self-assured; making certain changes with respect to death benefits; permitting the commission to designate in the awards a person to whom compensation is payable in the case of a minor or incompetent, providing for an election of remedies in case of third party liability; permitting an assessment of not more than three per centum upon premiums for purposes of administering the workmen's compensation Act; and providing for autopsy in compensation cases; and for disposition of death benefits to designated parties where no dependents exist; and further to amend such act by adding thereto certain sections thereby providing for accident prevention and safety of employees in connection with the administration of the Workmen's Compensation Act by authorizing the Industrial Commission to make rules pertaining to safety in places of employment; requiring employers to maintain safe places of employment; permitting inspectors to see that such safety provisions are observed; providing for appeal from such rules and for penalties in case of violation thereof; surrendering in compensation cases on behalf of the State, its boards, bureaus, departments, and agencies and its subdivisions employing labor; the sov-

ereign's right to freedom from suit and authorizing proceedings to collect compensation due employees thereof; providing double compensation in case of injury to illegally employed minors; and for other purposes." By amending Sections 2, 12, 14, 15, 27, 39, 44 and 48 so as to define the term "appeal": relating to compensation for disability or death; to provide for the payment of compensation for temporary total disability in addition to compensation for permanent partial disability; to provide for the review of compensation orders and a method for taking appeal therefrom.

Which was read the first time by title only.

Senator Beall moved that Senate Bill No. 781 be placed on the Calendar of Bills on second reading without reference.

Which was agreed to and it was so ordered.

By Senators Kelly (16th), Ward, Dye, Dame, Savage, Sharit, Beacham, Wilson, Johns, Kanner, Kelly (11th), McKenzie, Coulter, Beall, Adams, Gideons, Black, Horne, Lindler, Murphy, Hodges, Whitaker, Holland, Graham, Parrish, Rose and Walker—

Senate Bill No. 782:

A bill to be entitled An Act appropriating five thousand (\$5,000.00) dollars from the General Revenue Fund for the use of the State Executive Committee of the Young Democratic Clubs of Florida in its campaign to bring the 1941 national convention of the Young Democratic Clubs of America to Florida.

Which was read the first time by title only.

Senator Kelly (16th) moved that Senate Bill No. 782 be placed on the Calendar of Bills on second reading without reference.

Which was agreed to and it was so ordered.

By Senators Sharit, Black, Mapoles, Gillis and Kelly (16th)—

Senate Bill No. 783:

A bill to be entitled An Act making it unlawful to cut or fell or cause or procure to be cut or felled, or to remove or haul or transport or procure or cause to be removed or hauled or transported on or from any lands in this State any cedar, juniper, cypress, oak, pine, bay, poplar, ash, gum or other timber, trees or wood without a license first had and obtained, and making it unlawful to buy or receive any such timber, trees or wood except from a licensee, and providing for the issuance of licenses by the Clerk of the Circuit Court and requiring the production to the Clerks of the Circuit Courts of a written permit from the land owner before any license shall issue; and requiring that the licenses and permits shall contain a description of the lands and of the timber, trees or wood with respect to which the same are issued; and requiring that the said licenses or authenticated copies thereof shall be in the personal possession of any person engaging in or doing any of the Acts for which the license is required by this Act; and prescribing penalties for the violation of any of the provisions of this Act.

Which was read the first time by title only and referred to the Committee on Forestry and Parks.

By Senator Kelly (16th)—

Senate Bill No. 784:

A bill to be entitled An Act to amend Chapter 4 of Chapter 10123, Laws of Florida, Acts of 1925, being Section 1863 of the Compiled General Laws of Florida of 1927, relating to salt water trout.

Which was read the first time by title only and referred to the Committee on Game and Fisheries.

By Senator Kelly (16th)—

Senate Bill No. 785:

A bill to be entitled An Act determining that it is the duty of the State of Florida to make provision for the payment of certain monies received by a former Clerk of the Circuit Court for Duval County in redemption of tax certificates owned by persons, corporations or individuals other than the State of Florida and making appropriation to take care of such payments to the legal holders of such redeemed certificates upon surrender of such certificates or properly issued duplicates thereof.

Which was read the first time by title only and referred to the Committee on Appropriations.

By Senator Kendrick—  
Senate Bill No. 786:

A bill to be entitled An Act fixing the compensation of County Commissioners in the State of Florida in counties having a population of not less than seventeen thousand five hundred (17,500), and not more than eighteen thousand (18,000), according to the last preceding State census, and repealing all conflicting laws, including Chapter 14683, Laws of Florida, Acts of 1931.

Which was read the first time by title only.

Senator Kendrick moved that the rules be waived and Senate Bill No. 786 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 786 was read the second time by title only.

Senator Kendrick moved that the rules be further waived and Senate Bill No. 786 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 786 was read the third time in full.

Upon the passage of Senate Bill No. 786 the roll was called and the vote was:

Yeas—Mr. President: Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Whitaker, Wilson—37.

Nays—None.

So Senate Bill No. 786 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Dame—  
Senate Bill No. 787:

A bill to be entitled An Act to amend Section 697 of the Revised General Statutes of Florida, 1920 (Section 897, C. G. L.) as amended by Chapter 18312, Acts of 1937, relating to the exemption of property from taxation and matters in relation thereto.

Which was read the first time by title only and referred to the Committee on Finance and Taxation.

By Senator Whitaker—  
Senate Bill No. 788:

A bill to be entitled An Act appropriating ten thousand (\$10,000) dollars from the General Revenue Fund for the use of the J. W. V. Corp. for expenditure in the holding of the 1939 National Jewish War Veterans Encampment in the City of Miami, Dade County, Florida.

Which was read the first time by title only and referred to the Committee on Appropriations.

By Senator Wilson—  
Senate Bill No. 789:

A bill to be entitled An Act authorizing and requiring the the State Road Department to expend the proceeds of the second gas tax in which Gadsden County, Florida, participates, which has accrued or will accrue prior to July 1, 1939, for the purpose of constructing State roads within said County, in the order of preference as designated by the Board of County Commissioners of said County.

The following proof of publication was attached to Senate Bill No. 789 when it was introduced in the Senate:

#### NOTICE OF INTENTION TO APPLY FOR THE PASSAGE OF A LOCAL ACT.

This is to give notice that the undersigned intend to apply to the 1939 session Legislature of State of Florida for the passage of An Act authorizing and requiring the State Road Department to expend the proceeds of the Second Gas Tax in which Gadsden County, Florida, participates, for the purpose of constructing State roads within said County, as designated by the Board of County Commissioners of said County.

CORTELL EDWARDS,  
J. C. HINSON,  
N. L. WOODBERRY.

3-30-5t

STATE OF FLORIDA,  
COUNTY OF GADSDEN.

Before me an authority to administer oaths personally ap-

peared C. C. Nicolet who being duly sworn says that he is Editor of Gadsden County Times, a weekly newspaper published in the City of Quincy, County of Gadsden and State of Florida, in accordance with the requirements set forth in Sections 1 to 3, Chapter 14830, Acts of 1931. That notice of Notice of Intention to apply for the passage of a local Act a copy of which is herewith attached, was published in said paper for five successive and consecutive weeks beginning with issue of March 30, 1939 and ending with issue of April 27, 1939 and other dates of publications were April 6, 13, and 20, 1939.

C. C. NICOLET,

Editor Gadsden County Times.

Sworn to and subscribed to before me this 12th day of May, 1939.

EVELYN CHEATEN,  
Notary Public.

Notary Public, State of Florida at Large,  
My commission expires May 16, 1942.

STATE OF FLORIDA,  
COUNTY OF LEON.

Before me, the undersigned authority personally appeared, A. L. Wilson, who on oath does solemnly swear that he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated or proposed bill authorizing and requiring the State Road Department to extend the proceeds of the Second Gas Tax in which Gadsden County participates, which has accrued or will accrue prior to July 1, 1939, for the purpose of constructing state roads within said county in the order of preference as designated by the Board of County Commissioners of said County, has been published at least thirty days prior to this date by being printed in the issues of the Gadsden County Times, a newspaper published in Gadsden County, Florida, on the following dates: March 30, 1939, April 6, 1939, April 13, 1939, April 20, 1939, and April 27, 1939; that a copy of the notice that has been published as aforesaid and also this affidavit of proof of publication are attached to the proposed bill or contemplated law and such copy of the notice so attached is by reference made a part of this affidavit.

A. L. WILSON.

Sworn to and subscribed before me this 15th day of May, A. D. 1939.

EDITH M. BINGHAM.

Title—Notary Public.

My commission expires, 2-10-40.

Which was read the first time by title only.

Senator Wilson moved that Senate Bill No. 789 be placed on the Calendar of Bills on second reading without reference.

Which was agreed to and it was so ordered.

By Senator Graham—  
Senate Bill No. 790:

A bill to be entitled An Act to exempt from the levy of ad valorem taxes property owned and used by social organizations of aged people.

Which was read the first time by title only and referred to the Committee on Finance and Taxation.

By Senator Lindler—  
Senate Bill No. 791:

A bill to be entitled An Act to amend sections 1, 2 and 7 of Chapter 17939, Laws of Florida, Acts of 1937, entitled "An Act to vest in the Commission of Game and Fresh Water Fish of the State of Florida powers to close or restrict the seasons for the taking of game and fresh water fish and/or reduce the bag limits on and in the Osceola National Forest in Columbia and Baker Counties; the Ocala National Forest in Marion, Lake and Putnam Counties and in the Apalachicola National Forest in Liberty County; in the State of Florida, when such action is deemed necessary; and to authorize said commission to enter into cooperative agreements with the United States Forest Service at their discretion, when such agreements will further the welfare or increase the supply of game and fresh water fish on and in the above enumerated national forests in the State of Florida, so as to provide that the commission vested with authority to shorten seasons and reduce bag limits, or shorten or close seasons within the prescribed national forests, and to enter into cooperative agreements with the United States Forest Service for the development of game and fish management and demonstration projects in said national forests, shall be the Commission of Game and Fresh Water Fish of the State of Florida; and that said commission may pro-



mulgate rules and regulations to shorten or close hunting or fishing seasons and/or reduce bag limits in said national forests, and may promulgate rules and regulations for the development of game and fish management and demonstration projects in said national forests; and provide a penalty for the

violation of rules and regulations promulgated by the commission; and repealing all conflicting laws.

Which was read the first time by title only and referred to the Committee on Game and Fisheries.

The hour of adjournment having arrived a point of order was called and the Senate stood adjourned at 6:15 o'clock P. M., until 11:00 o'clock A. M., Tuesday, May 16, 1939.